

3-1405

RCE
JW

AC/TMH:gte 03/11/2005 4239-60771-01 358485.doc
PATENT

EXPRESS MAIL LABEL NO. EV510808317
DATE OF DEPOSIT: March 11, 2005
Attorney Reference Number: 4239-60771-01



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Berger *et al.*

Application No. 09/936,702

Filed: September 13, 2001

Confirmation No. 9274

For: A NOVEL CHIMERIC PROTEIN FOR
PREVENTION AND TREATMENT OF
HIV INFECTION

Examiner: Robert A. Zeman

Art Unit: 1645

Attorney Reference No. 4239-60771-01

MAIL STOP RCE
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

**REQUEST FOR CONTINUED EXAMINATION
TRANSMITTAL LETTER**

**This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the
application referenced above.**

Submission required under 37 C.F.R. § 1.114

- ☒ Enclosed
☒ Amendment
☒ Information Disclosure Statement
☒ Form PTO-1449 and copy of reference listed thereon

03/15/2005 YPOLITE1 00000003 09936702

01 FC:1801

790.00 OP

FILING FEE

For	No. after amendment	No. paid for previously	Present Extra	Rate	Fee
Fee under 37 CFR 1.17(e)					\$790.00
Total Claims	27	- 55*	= 0	\$50.00	\$ 0.00
Indep. Claims	1	- 3**	= 0	\$200.00	\$ 0.00
Mult. Dep. Claims Fee (if not previously paid)				\$360.00	\$0.00
One-month Extension of Time				\$120.00	\$0.00
Two-month Extension of Time				\$450.00	\$0.00
Three-month Extension of Time				\$1020.00	\$0.00
TOTAL FILING FEE					\$790.00

* greater of twenty or number for which fee has been paid.

** greater of three or number for which fee has been paid.

- ☒ A check in the amount of \$790.00 is attached.
- ☒ Please charge any additional fees that may be required in connection with filing this RCE and any extension of time, or credit any overpayment, to Deposit Account No. 02-4550. A copy of this sheet is enclosed.
- ☒ If the Patent and Trademark Office determines that this amendment results in an additional application size fee for pages in excess of 100, please charge the fee to Deposit Account No. 02-4550. A copy of this sheet is enclosed.
- ☒ Please return the enclosed postcard to confirm that the items listed above have been received.

Respectfully submitted,

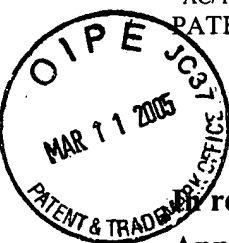
KLARQUIST SPARKMAN, LLP

By 

Anne Carlson, Ph.D.

Registration No. 47,472

One World Trade Center, Suite 1600
121 S.W. Salmon Street
Portland, Oregon 97204
Telephone: (503) 226-7391
Facsimile: (503) 228-9446
cc: Docketing



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application of: Berger *et al.*

Application No. 09/936,702

Filed: September 13, 2001

Confirmation No. 9274

For: A NOVEL CHIMERIC PROTEIN FOR
PREVENTION AND TREATMENT OF
HIV INFECTION

Examiner: Robert A. Zeman

Art Unit: 1645

Attorney Reference No. 4239-60771-01

MAIL STOP RCE
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

**AMENDMENT SUBMITTED WITH REQUEST FOR CONTINUED EXAMINATION
UNDER 37 C.F.R. §1.114**

This document accompanies a Request for Continued Examination (RCE) and is submitted after receipt of a Notice of Allowance, dated December 21, 2004. A three-month period to pay the issue fee was set, making payment due on or before March 21, 2005. As no issue fee has been paid, and this RCE submission is prior to March 21, 2005, the application is withdrawn from issuance. The Director is hereby authorized to charge any fees that may be required, or credit any overpayment, to Deposit Account No. 02-4550.

Please amend the referenced application as follows:

Amendments to the Claims are reflected in the listing of claims, which begins on page 2.

Remarks begin on page 6.

A brief conclusion is on page 8.